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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 JOE MATTHEW CRUZ,

11 Petitioner,

12 vs.

13 JACK PALMER, *et al.*,

14 Respondents.
15 _____

)
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) 3:10-cv-00522-RCJ-VPC
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ORDER

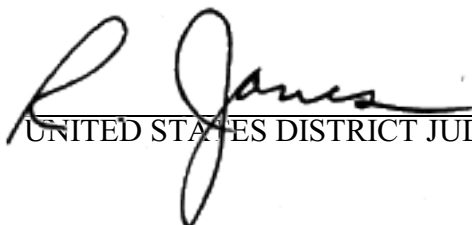
16 This closed case is a *pro se* petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.
17 On July 30, 2013, this Court entered an order denying the habeas petition and denying a certificate of
18 appealability. (ECF No. 13). Judgment was entered the same date. (ECF No. 14). Petitioner filed a
19 notice of appeal on September 3, 2013. (ECF No. 15). Pending before this Court is Petitioner's
20 motion to proceed *in forma pauperis* on appeal. (ECF No. 17).

21 Based on the information in Petitioner's application to proceed *in forma pauperis* on appeal,
22 the application is granted. Petitioner will not be required to prepay any portion of the \$455.00 filing
23 fee for his appeal.

24 **IT IS THEREFORE ORDERED** that Petitioner's application to proceed *in forma pauperis*
25 on appeal (ECF No. 17) is **GRANTED**. Petitioner shall not be required to make any prepayment of
26 the filing fee for his appeal.

1 **IT IS FURTHER ORDERED** that the Clerk shall send a copy of this order to the United
2 States Court of Appeals for the Ninth Circuit.

3 Dated this 15th day of October, 2013.

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6 UNITED STATES DISTRICT JUDGE
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